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8 **UNITED STATES DISTRICT COURT**
9 **CENTRAL DISTRICT OF CALIFORNIA**
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11 MICHAEL E. ALLEN,
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13 Petitioner,
14 v.
15 S. MOORE, Warden,
16 Respondent.

Case No. 2:23-cv-10929-SVW-MAA

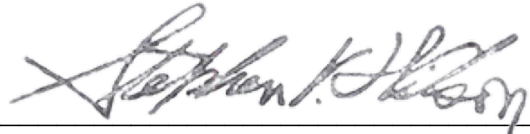
**ORDER ACCEPTING REPORT
AND RECOMMENDATION OF
UNITED STATES MAGISTRATE
JUDGE**

17 Pursuant to 28 U.S.C. § 636, the Court has reviewed the Petition, the other
18 records on file herein, and the Report and Recommendation of the United States
19 Magistrate Judge.

20 The Court also has reviewed Petitioner's objections to the Report and
21 Recommendation, filed on March 28, 2025 ("Objections"). (ECF No. 22.) As
22 required by Federal Rule of Civil Procedure 72(b)(3), the Court has engaged in de
23 novo review of the portions of the Report and Recommendation to which Petitioner
24 specifically has objected. The Objections lack merit for the reasons stated in the
25 Report and Recommendation. The Court finds no defect of law, fact, or logic in the
26 Report and Recommendation. The Court concurs with and accepts the findings,
27 conclusions, and recommendations of the United States Magistrate Judge, and
28 overrules the Objections.

1 IT THEREFORE IS ORDERED that (1) the Report and Recommendation of
2 the Magistrate Judge is accepted; (2) Respondent's Motion to Dismiss (ECF No.
3 14) is granted; (3) Petitioner's Motion for Relief from Judgment (ECF No. 12),
4 insofar as it pertains to the instant case, is denied; and (4) Judgment shall be entered
5 denying the Petition and dismissing this action with prejudice.

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7 DATED: April 30, 2025

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10 HONORABLE STEPHEN V. WILSON
11 UNITED STATES DISTRICT JUDGE
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